



PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

(Case No.: MBHB02-742-F (400.131))

In the Application of:

McSwiggen, et al.

Serial No.: 10/655,951

Filed: September 18, 2003

For: RNA Interference Mediated Inhibition  
Of Vascular Endothelial Growth Factor  
And Vascular Endothelial Growth Factor  
Receptor Gene Expression Using Short  
Interfering Nucleic Acid (siNA)

Art Group: 1635

Examiner: Not assigned

Mail Stop: Missing Parts  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

STATEMENT UNDER 37 C.F.R. § 1.821(f)

Sir/Madam:

The undersigned representative hereby declares that the content of the electronic copies of the Sequence Listing, submitted in the above-identified application in compliance with 37 C.F.R. § 1.52(e) on Compact Disc-Recordable (CD-R) medium in duplicate (COPY 1 and COPY 2), in lieu of the paper copy under 37 C.F.R. § 1.821(c), and computer readable form copy of the Sequence Listing, submitted in the above-identified application in accordance with 37 C.F.R. § 1.821(e), are identical in content. The sequence listing submitted herewith does not extend beyond the scope of the specification, and thus, does not contain new matter. The CD-R labeled "CRF of Sequence Listing submitted under 37 C.F.R. § 1.821(e)" contains an IBM compatible dos-text file of the sequence listing named "MBHB02-742-F Sequence Listing.txt".

Respectfully submitted,

McDonnell Boehnen Hulbert & Berghoff LLP

Dated: March 8, 2004

By:

Anita J. Terpstra  
Reg. No. 47,132

MCDONNELL BOEHNEN HULBERT & BERGHOFF LLP  
300 SOUTH WACKER DRIVE, 32ND FLOOR  
CHICAGO, ILLINOIS 60606  
PHONE: 312-913-0001  
FAX: 312-913-0002